



## VILLAGE OF JOHNSON CITY

MUNICIPAL BUILDING  
243 MAIN STREET, JOHNSON CITY, NY 13790  
[www.villageofjc.com](http://www.villageofjc.com)

### Village Board

Gregory Deemie, Mayor  
Bruce King, Deputy Mayor

Richard Balles, Trustee      Clark Giblin, Trustee      John Walker, Trustee

---

### **Minutes of a Regular Meeting of the Johnson City Village Board held on Tuesday, December 18, 2018 in the Municipal Building, 243 Main Street, Johnson City**

Present:            Gregory Deemie, Mayor  
                      Bruce King, Deputy Mayor  
                      Clark Giblin, Trustee  
                      John Walker, Trustee  
                      Richard Balles, Trustee

Absent:            None

Also Present:    Cheryl Sacco, Legal Counsel  
                      Cindy Kennerup, Clerk/Treasurer

Mayor Deemie called the meeting to order at 7:30pm, led the Pledge of Allegiance and noted the fire exits.

### **MAYOR'S ANNOUNCEMENTS**

- [1] Swearing in ceremonies of Village officials will be January 1<sup>st</sup>, 2018 at 2:00pm in Johnson City Village Court.
- [2] Village Offices, including Village of Johnson City Court will be closed on Monday, December 24<sup>th</sup> and Tuesday, December 25<sup>th</sup> for Christmas Eve and Christmas Day. Refuse Collections will be as follows: Garbage normally collected on Tuesday, Dec. 25<sup>th</sup> will be collected on Wednesday, Dec. 26<sup>th</sup>. Garbage normally collected on Wednesday, Dec. 26<sup>th</sup>, will be collected on Thursday, Dec. 27<sup>th</sup>. Garbage normally collected on Thursday, Dec. 27<sup>th</sup> will be collected on Friday, Dec. 28<sup>th</sup>. Garbage normally collected on Friday, Dec. 28<sup>th</sup> will be collected on Monday, Dec. 31<sup>st</sup>.
- [3] The Christmas tree collection dates are January 14<sup>th</sup> and January 21<sup>st</sup>.
- [4] Village Offices, including Village of Johnson City Court will be closed on Tuesday, January 1<sup>st</sup> for New Year's Day. Refuse Collections will be as follows: Garbage normally collected on Tuesday, Jan. 1<sup>st</sup> will be collected on Wednesday, Jan. 2<sup>nd</sup>. Garbage normally collected on Wednesday, Jan. 2<sup>nd</sup>, will be collected on Thursday Jan. 3<sup>rd</sup>. Garbage normally collected on Thursday Jan. 3<sup>rd</sup> will be collected on Friday, Jan. 4<sup>th</sup>. Garbage normally collected on Friday, Jan. 4<sup>th</sup> will be collected on Monday, Jan. 7<sup>th</sup>.
- [5] The next regular Village Board Meeting will be Tuesday, January 15, 2018 at 7:30pm with a work session at 5:30pm.
- [6] The Greater Binghamton Fund meeting originally scheduled for December 10<sup>th</sup> has been rescheduled to Thursday, December 20, 2018 at 6pm at Johnson City Village Court.

## **APPROVAL OF BOARD MINUTES**

A motion to approve the minutes was made by Trustee King and seconded by Trustee Giblin. The motion carried with Trustee King, Trustee Giblin and Trustee Balles voting in the affirmative.

- [1] Minutes of November 20, 2018 regular meeting and work session.
- [2] Minutes of December 4, 2018 regular meeting and work session.

**BIDS**– None

**PUBLIC HEARINGS**– None

**PETITIONS RECEIVED** – None

## **PRIVILEGE OF THE FLOOR – VISITORS**

Mayor Deemie opened the first privilege of the floor.

*Carol Laskowski, Edward Street* - When they pick up Christmas trees, will they also pick up leaves?

Mayor Deemie responds you can put the leaves out with the trees or you can put them out can also pick the leaves in the regular garbage and it will go to the landfill.

Mayor Deemie closed the first privilege of the floor.

## **COMMUNICATIONS**

A motion to accept and file the following Communications was made by Trustee Giblin and seconded by Trustee Balles. The motion carried with all those present voting in the affirmative.

- [1] Correspondence dated December 4, 2018 from NYS DEC regarding Preliminary Results for the Site Investigation at Endicott Johnson – Boland Park

## **COMMITTEE/BOARD REPORTS**

A motion to accept and file the following Committee/Board Reports was made by Trustee Balles and seconded by Trustee Giblin. The motion carried with all those present voting in the affirmative.

- [1] Minutes of the November 15, 2018 Broome County Association of Towns and Villages
- [2] Minutes of the November 15, 2018 Broome County Association of Municipal Clerks Meeting
- [3] Minutes of the December 6, 2018 Broome County Association of Municipal Clerks Meeting
- [4] Joint Sewage Treatment Plant Reports
- [5] Library Board – Snow plowing needs to be addressed
- [6] Planning Board – Nothing to Report
- [7] Zoning Board – Nothing to Report

**DEPARTMENT REPORTS**

A motion to accept and file the following Department Report was made by Trustee Balles and seconded by Trustee Walker. The motion carried with all those present voting in the affirmative.

- [1] Fire Department Overtime Report for the weeks of November 29 – December 12, 2018
- [2] Police Department Overtime Report for the weeks of November 29 – December 12, 2018
- [3] DPW & Water Monthly Report for October 2018
- [4] DPW Overtime Report for November 2018

**PAYROLL AND BILLS PRESENTED**

A motion to approve Abstract #11 of the 2018 – 2019 fiscal bills, having been audited by the Board and approved, was made by Trustee Giblin and seconded by Trustee Walker. The motion carried with all those present voting in the affirmative.

GENERAL FUND	\$ 173,192.47
WATER FUND	\$ 27,949.42
SEWER FUND	\$ 299,198.65
REFUSE FUND	\$ 27,232.64
JSTP	\$ 1,189,857.77
VARPUR	\$ 241,168.74

Motion Carried – Vote:

**Ayes – 5** (Giblin, King, Walker, Balles, Deemie)    **Nays – 0**    **Absent – 0**

**UNFINISHED BUSINESS**

**Resolution #2018 – 212**

A motion to table the following resolution was made by Trustee Walker and seconded by Trustee Giblin.

Motion Carried – Vote:

**Ayes – 5** (Giblin, King, Walker, Balles, Deemie)    **Nays – 0**    **Absent – 0**

Authorize forgiveness of \$1,374.58 for water/refuse/sewer bill due to excessive charges to Sara Ostrander at 7 Schulte Avenue, Johnson City.

**NEW BUSINESS**

**FINANCE & RULES (All Board Members)**

**Resolution #2018 – 216**

A motion to approve the following resolution was made by Trustee King and seconded by Trustee Giblin.

Motion Carried – Vote:

**Ayes** – 5 (Giblin, King, Walker, Balles, Deemie)    **Nays** – 0    **Absent** – 0

WHEREAS, prior Resolutions have authorized the Mayor to execute prior Modification Consent Orders; and

WHEREAS, upon further discussion with the New York State Department of Environmental Conservation certain dates in the prior Modification Consent Orders have since been changed; now therefore be it

RESOLVED that the Mayor is authorized to sign the Third Modification Consent Order, as may be modified by DEC and if accepted by the Mayor and legal counsel, in connection with the Binghamton-Johnson City Joint Sewage Treatment Plant Case No. R7-20110628-59 to modify the terms of the 2012 Consent Order, 2014 First Modification Consent Order, 2016 Second Modification Consent Order and other correspondences with DEC.

**Resolution #2018 – 217**

A motion to rescind Resolution #2018 – 211, adopted at the December 4, 2018 meeting, which was approved and read “Authorize forgiveness of \$117.60 to Nicholas Cordisco for excessive refuse charges incurred at 313 Harry L. Drive, Johnson City.” was made by Trustee King and seconded by Trustee Giblin.

Motion Failed – Vote:

**Ayes** – 2 (Giblin, Deemie)    **Nays** – 3 (King, Walker, Balles)    **Absent** – 0

**Resolution #2018 – 218**

A motion to approve the following resolution was made by Trustee Walker and seconded by Trustee King.

Motion Carried – Vote:

**Ayes** – 5 (Giblin, King, Walker, Balles, Deemie)    **Nays** – 0    **Absent** – 0

WHEREAS, the Town of Union has established an ambulance district that includes the Village of Johnson City; and

WHEREAS, the Town of Union desires to enter into a contract with the Union

Volunteer Emergency Squad, Inc. to provide ambulance services to the ambulance district; and

WHEREAS, the Town of Union has forwarded the contract to the Village of Johnson City for review;

NOW, THEREFORE, BE IT RESOLVED, that the Village of Johnson City has reviewed said contract and has no objection to the Town of Union entering into the contract with the Union Volunteer Emergency Squad, Inc. to provide ambulance services to the ambulance district.

**Resolution #2018 – 219**

A motion to authorize forgiveness of \$79.38 to Daniel and Jennifer Anderson for payment to Town of Union for the lawn mowing/trimming on September 14, 2018 and forgiveness of said \$79.38 fine for 26 Albany Avenue due to an error on behalf of Town of Union was made by Trustee Giblin and seconded by Trustee King.

Motion Failed – Vote:

**Ayes** – 0      **Nays** – 5 (Giblin, King, Walker, Balles, Deemie)      **Absent** – 0

**Resolution #2018 – 220**

A motion to appoint Debbie Osenni to the position of Registrar to fulfill MaryAnn Coughlin’s unexpired term effective December 20, 2018 was made by Trustee King and seconded by Trustee Balles.

Motion Carried – Vote:

**Ayes** – 5 (Giblin, King, Walker, Balles, Deemie)      **Nays** – 0      **Absent** – 0

*Discussion:* Trustee Balles congratulates MaryAnn Coughlin on her retirement. Mayor Deemie commends MaryAnn for her job at the Village of Johnson City and as the window person and Registrar.

**Resolution #2018 – 221**

A motion to approve the Mayor to sign a Memorandum of Agreement with Local 3718 AFSCME was made by Trustee King and seconded by Trustee Giblin.

Motion Carried – Vote:

**Ayes** – 5 (Giblin, King, Walker, Balles, Deemie)      **Nays** – 0      **Absent** – 0

**Resolution #2018 – 222**

A motion to approve the following resolution was made by Trustee Giblin and seconded by

Trustee Walker.

Motion Carried – Vote:

**Ayes** – 5 (Giblin, King, Walker, Balles, Deemie)    **Nays** – 0    **Absent** – 0

WHEREAS, a local law, being proposed as Local Law No. 1 of 2019, entitled “A LOCAL LAW AMENDING THE VILLAGE ZONING MAP” a copy of which is attached hereto, was introduced at this meeting, and

WHEREAS, the Village Board desires to hold a public hearing with respect to the adoption of said Local Law.

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Village Board of the Village of Johnson City with respect to the adoption of the aforesaid Local Law at 7:35 p.m. on January 15, 2019, at the Village Hall, 243 Main Street, Johnson City, New York, and it is further

RESOLVED, that the Village Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

### **Resolution #2018 – 223**

A motion to approve the following resolution was made by Trustee Giblin and seconded by Trustee Walker.

Motion Carried – Vote:

**Ayes** – 5 (Giblin, King, Walker, Balles, Deemie)    **Nays** – 0    **Absent** – 0

WHEREAS, a local law, being proposed as Local Law No. 2 of 2019, entitled “A LOCAL LAW AMENDING CHAPTER 200 OF THE VILLAGE CODE ENTITLED ‘PLUMBING CODE’” a copy of which is attached hereto, was introduced at this meeting, and

WHEREAS, the Village Board desires to hold a public hearing with respect to the adoption of said Local Law.

NOW, THEREFORE, BE IT RESOLVED that a public hearing will be held by the Village Board of the Village of Johnson City with respect to the adoption of the aforesaid Local Law at 7:40 p.m. on January 15, 2019, at the Village Hall, 243 Main Street, Johnson City, New York, and it is further

RESOLVED, that the Village Clerk is hereby authorized and directed to cause public notice of said hearing to be given as provided by law.

### **Resolution #2018 – 224**

A motion to appoint Nicholas Bidwell to the position of Water Distribution Operator-Trainee

from Broome County Certified List #67-379 at a salary of \$17.10 per hour effective January 7, 2019 contingent upon the successful completion of a background investigation and the required pre-employment drug test was made by Trustee King and seconded by Trustee Giblin.

Motion Carried – Vote:

**Ayes** – 5 (Giblin, King, Walker, Balles, Deemie)    **Nays** – 0    **Absent** – 0

### **Resolution #2018 – 225**

A motion to appoint Adam Porter to the position of Probationary Laborer effective December 20, 2018, at a starting hourly rate of \$17.10 as set by the Collective Bargaining Agreement, contingent upon the successful completion of a background investigation and the required pre-employment drug test was made by Trustee Giblin and seconded by Trustee Walker.

Motion Carried – Vote:

**Ayes** – 5 (Giblin, King, Walker, Balles, Deemie)    **Nays** – 0    **Absent** – 0

### **Resolution #2018 – 226**

A motion to authorize the Treasurer to make budget transfers was made by Trustee Giblin and seconded by Trustee Walker.

Motion Carried – Vote:

**Ayes** – 5 (Giblin, King, Walker, Balles, Deemie)    **Nays** – 0    **Absent** – 0

*Discussion:* Mayor Deemie explains the Board does has copies of all the transactions that are taking place.

### **PUBLIC SAFETY**

**FIRE (Trustees Balles & Walker)** - No new business

**POLICE (Trustees Balles & Walker)** - No new business

**PUBLIC WORKS (Trustees Balles & King)** - No new business

**RECREATION (Trustees Balles & King)** - No new business

**PLANNING, ZONING & CODE ENFORCEMENT (Trustees Balles & Walker)** - No new business

**JOINT SEWAGE TREATMENT BOARD ((Trustees Giblin & King)**

### **Resolution #2018 – 227**

A motion to approve the Binghamton-Johnson City Joint Sewage Board requests that a new Capital line be created for TPS 2 Engineering Design (JH8130.559xxx) in the amount of \$35,000 and that appropriated 2018 budget be removed from Personnel Services (J8130.51000) of the

same amount and also Transfer to Capital (J9950.59000) be increased by \$35,000 with corresponding interfund entries as needed by the City Comptroller was made by Trustee Walker and seconded by Trustee King.

Motion Carried – Vote:

**Ayes** – 5 (Giblin, King, Walker, Balles, Deemie)    **Nays** – 0    **Absent** – 0

**PRIVILEGE OF THE FLOOR – VISITORS**

Mayor Deemie opened the second privilege of the floor.

Mayor Deemie to Trustee Balles thanking him for 20 years of dedicated service to the Village of Johnson City.

Trustee Balles spoke and thanked the Village Board members, Mayor and previous two Mayors, Treasurer, all department heads

Mayor Deemie to Trustee King thanking him for his dedication and service to the Village of Johnson City.

Trustee King spoke and thanked the Village Board members, Clerk Treasurer and legal counsel. Encourages residents to email and/or call the Mayor and the Board with any concerns and questions so problems can be addressed.

Mayor Deemie closed the second privilege of the floor.

**ADJOURNMENT**

Mayor adjourned the meeting at 7:55 pm.

---

Cindy Kennerup  
Village Clerk/Treasurer

CK/kc

Recordings of the Village Board meetings and work sessions  
are available for review through the Village Clerk/Treasurer's Office.